

CTJ W.D.  
ORIGINAL

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF TEXAS

2006 JAN -6 PM 12:13

PETER ONYEBUCHI,  
Plaintiff,

v.

CAPITAL ONE SERVICES, INC.,  
Defendant.

§  
§  
§  
§  
§  
§  
§

Civil No. 4-05-CV-710-A

CLERK OF COURT

**AGREED MOTION TO DISMISS**

Plaintiff Peter Onyebuchi and Defendant Capital One Services, Inc., file this Agreed Motion to Dismiss, and would respectfully show the Court as follows:

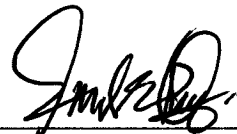
Plaintiff Peter Onyebuchi and Defendant Capital One Services, Inc., have reached an agreement to settle the disputes between them in the above-referenced lawsuit. Accordingly, Plaintiff Peter Onyebuchi and Defendant Capital One Services, Inc., move to dismiss all claims between them in this action with prejudice.

Respectfully submitted,

MATTHEW R. STAMMEL with permission / ILSL

Matthew R. Stammel  
State Bar No. 24010419  
Vinson & Elkins L.L.P.  
3700 Trammell Crow Center  
2001 Ross Avenue  
Dallas, Texas 75201-2975  
Telephone: (214) 220-7700  
Telecopy: (214) 220-7716  
*Attorney for Capital One Services, Inc.*

and



Peter Onyebuchi  
2111 Washington Cir. #224  
Arlington, Texas 76011  
Telephone: (817) 235-9047  
*Plaintiff*

**CERTIFICATE OF CONFERENCE**

The undersigned certifies that he has conferred with Plaintiff Peter Onyebuchi regarding this Motion and that he does not oppose the relief sought herein.

Matthew R. Stammel with permission / TOSL  
Matthew R. Stammel

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document has been served  
on the 6th day of January, 2006, upon the following:

Peter Onyebuchi  
2111 Washington Cir. #224  
Arlington, Texas 76011

Matthew R. Stammel with permission/Ine SC  
Matthew R. Stammel

1056462\_1.DOC